

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Infinera CorporationApplication No./Patent No.: 10/712,732Filed/Issue Date: 12-Nov-2003

Entitled: Method and apparatus for deploying forward error correction in optical transmission networks and the deployment of photonic integrated circuit (PIC) chips with the same

Infinera Corporation, a corporation
(Name of Assignee)
(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. the assignee of the entire right, title, and interest; or
2. an assignee of less than the entire right, title and interest
(The extent (by percentage) of its ownership interest is _____ %)

in the patent application/patent identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy therefore is attached.

OR

B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Drew Perkins, M. Jarchi, S. Sridharan To: Infinera Corporation

The document was recorded in the United States Patent and Trademark Office at
Reel 014707, Frame 0563, or for which a copy thereof is attached.

2. From: Infinera Corporation To: United Commercial Bank

The document was recorded in the United States Patent and Trademark Office at
Reel 016182, Frame 0575, or for which a copy thereof is attached.

3. From: United Commercial Bank To: Infinera Corporation

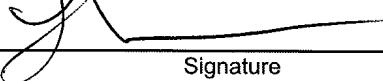
The document was recorded in the United States Patent and Trademark Office at
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Additional documents in the chain of title are listed on a supplemental sheet.

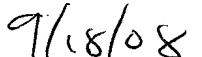
As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.



Signature



Date

Thomas J. Fallon

Printed or Typed Name

Telephone Number

Chief Operating Officer

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.